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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

March 1, 1999

Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
Room 222
445 12th Street, S.W.
Washington, DC 20554

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Kimberly, Idaho.

Sincerely,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, Wyoming 82009

307-778-9318

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Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, DC 20554

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 FEDERAL COMMUNICATIONS COMMISSION
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In the matter of:)

Amendment of Section 73.202 (b))

Table of Allotments)

FM Broadcast Stations)

(Kimberly, Idaho))

RM-_____

PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 291C3 (106.1 Mhz) to Kimberly, Idaho as its first local FM allotment.

INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 291C3 (106.1 Mhz) to Kimberly, Idaho and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 291C3 to Kimberly will have.

DISCUSSION

2. Kimberly is located in South Central Idaho. It is also located within Twin Falls County, a county of some 53,580 persons. Kimberly has a population of 2,367 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 291C3 to Kimberly will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Kimberly is located at Twin Falls, Idaho. Twin Falls is located 20 kilometers from Kimberly.

It is obvious that from the above spacing that Kimberly is presently without local FM service.

4. Kimberly would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 20 Kilometers of Kimberly. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Kimberly area of emergency conditions caused by severe weather or other health hazards.

5. Channel 291C3 can be allotted to Kimberly and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Kimberly, Idaho	-----	291C3

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 291C3 and the pertinent adjacent channels to 291C3 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 42 - 30' - 22", W. 114 - 21' - 45") are that of a site located 3.0 kilometers south of the community of Kimberly. A site restriction of 3.0 kilometers south will be required to allot channel 291C3 to Kimberly. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Kimberly. These sites would also provide full minimum spacing requirements to other allotments.

CONCLUSION

7. It has been shown that Kimberly would benefit from the allotment of channel 291C3. It has also been shown that channel 291C3 can be allotted to Kimberly and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 291C3 for Kimberly, Idaho , 73.202.

8. Should channel 291C3 be allotted to Kimberly, I certify that I will file an application for a Construction Permit to operate an FM station for Kimberly, Idaho.

CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: March 1, 1999

Respectfully submitted,



Victor A. Michael Jr.

President

Mountain West Broadcasting

6807 Foxglove Drive

Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 291C3 (106.1 MHz), at N. 42 30 22, W. 114 21 45.

Searching Channel 291C3 (106.1 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Garden City	ID	290	C	U	198.0	176.0	314.5°	22.0
KCIX	Garden City	ID	290	C	L	198.0	176.0	314.5°	22.0
ALC	Shelley	ID	292	C1	V	167.1	144.0	66.2°	23.1
ALC	Shelley	ID	292	C1	V	167.1	144.0	66.2°	23.1
KBJX	Shelley	ID	292	C1	A	167.1	144.0	66.2°	23.1
ALC	Hailey	ID	294	C	V	96.5	96.0	7.5°	0.5

FIGURE 1
KIMBERLY, IDAHO
MOUNTAIN WEST BROADCASTING